Morning Oregonian.

VOL. XX. NO. 5887 PORTLAND, OREGON WEDNESDAY, FEBRUARY 4, 1880 PRICE—TEN CENTS

GENERAL NEWS.

Suicide

The Maine Bribery Cases

A second bribery immediately

A Second Report

Sunday Denies

—Tilden correspondent

What Tilden's Secretary says about it

—Tilden correspondent

Executive Nominations.

The president nominated George Walker consul general at Paris James Q Howard of New York appraiser at New York Robt M Wallace of South Carolina U S marshal of the district of South Carolina

Fight with Indians

Fort Richard D T Feb 3—On the 28 h January the Uncapapa Indians raided a Grosventre camp and captured a number of ponies The next day a war party of Grosventres after riding 40 miles attacked the marauders The battle was fierce and bloody Fifteen Indians were killed and the stock recaptured

A Big Strike near Denver

There is a great excitement in Denver over a new discovery of gold near the mouth of the canyon of the Platte a mile from the South Park railroad, and 30 miles west of Denver A vein of mineral was struck in the Dolly Varden mine a depth of 20 feet on last Friday, and a specimen brought to Denver and an assay obtained on Saturday The assay giving the value of the ore at $21,199 per ton $20 176 of it being gold A publication of the facts was made in one of the papers Sunday morning and before night a hundred people were on the spot Up to the present date 500 vested the place and 200 locations were made

A Hospital and Several of its Inmates Burned.

Milwaukee, Feb 3—The county hospital burned this morning Thirty were carried out and others made their own escape Two bodies have been recovered The walls partially fell in and it is thought that several bodies are yet among the ruins

It is now known that all but two inmates of the hospital were rescued Mrs Christine Nelson a feeble minded woman 90 years of age and Fred Schouffan, an insane man, were awakened and came into the hall but instead of following the others into the open air probably returned to their rooms and perished in the flames

A Novel Method of Suicide.

Newark N J Feb 3—Charles Decker proprietor of a hardware store, last night took a large hollow block of iron and converted it into a cannon filling it with powder and lead He then placed it under his chin and sat fire to the powder The room in which the tragedy occurred presented a most sickening sight

Caucus of the Delegates at Harrisburg.

Harrisburg, Feb 3—A caucus of Blaine delegates was held to night at which there were 165 votes cast in his interest After wards a caucus of all the delegates was held and it was decided by a vote of 123 to 110 that the convention to-morrow should select delegates to the national convention

Deadwood Festivities.

Deadwood Feb 3 — Detectives Llellayn and Boonemay after capturing Ike Grimes a notorious desperado and one of Doc Middleton's gang shot and instantly killed him last night while he was trying to escape

Fires

New York Feb 2—The furniture factory of George C Flint & Co, 154 and 156 West Nineteenth street burned to night, loss $100 000 partially insured Workmen in the employ of the firm have been on a strike the past two years and have made threats when it is believed some of them carried out by firing the premises

Philadelphia Feb 3—John A Eberts furniture factory burned last night loss $80 000 no insurance. Also the Keystone flour mill loss $20 000 insured for $2000

Freeman, the Religious Fanatic

Boston Feb 3—Freeman the Protestant fanatic was to day in pursuance of Gov Long's order removed to the insane asylum

RAILROAD WAR SETTLED.

Terms of a Compromise between the D. & R. G. R. R. and other South western Companies.

[SPECIAL DISPATCH TO THE OREGONIAN.]

New York Feb 3—The U S supreme court decision in the Denver & Rio Grande railroad petition for mandamus is said by well informed parties to be of no particular importance now since the Rio Grande and Atchison companies arranged all their differences on Sunday and stipulated that the decision should in effect the settlement one way or the other The arrangement understood to be substantially as follows

All litigation is to cease the Rio Grande is to take its construction road re-exchanging stocks with the Pueblo & Arkansas Valley road stopping the Pueblo & St. Louis road and the Rio Grande extension about 80 miles north of Santa Fe and taking immediate possession of the line to Leadville paying therefor the original cost less the expenses of litigation and a bonus of $100 000 Leadville and other southern traffic over the D & R G to eastern points to be divided between the Atchison Topeka & Santa Fe line and half over the Denver and Rio Grande line until the completion of the line between Denver and Eastern points is to give the Pueblo & Atchison line. The A T & S F Co agrees not to build to Leadville or Denver or to any point on or west of the main line of the D & R G from Denver to Elmore but to stop at Pueblo The contract is to last ten years The Atchison to reserve the right to build line of about 100 miles to their coal mines to be used for coke traffic only for their rails and not for the coal down the Arkansas valley The lease to be perpetual and the receivership of the D & R G to terminate immediately A clause in the pact is to extend Denver to Elmore but to stop at Pueblo which the Atchison company will have the right to run their own trains over the D & R G It is stipulated in case the New Mexico and northern Colorado line of the Rio Grande shall be built by the Atchison from their shares of the Leadville earnings of Denver traffic will cease to be pooled This contract establishes peace at once and for ten years and is generally considered beneficial to all concerned

The Railroad Settlement

Denver Feb —Referring to the recent agreement between the Atchison Topeka and Santa Fe and Denver and Rio Grande to leave the Rio Grande officials here state that they will push their extension from the Grand Canyon up the Arkansas to Leadville with all possible speed The Atchison officials here refuse information to build or not by May 1

WASHINGTON CITY

Purchase of Bonds

Washington Feb 3—The secretary of the treasury has this day purchased $1 400 000 of 6 per cent bonds at a premium of 19 per cent and 1 per cent interest The bonds will be delivered to the department to day

Adverse Report on Warner's Bill

Washington Feb —The senate committee has decided to report adversely both the Warner silver bill

Star Route Postal Service.

Gen Brad in further explanation of the star route service law and the supervising committee that the service of deputy marshals destroyed to the utmost extent the abuses who actually performed the work and the

CONGRESSIONAL COMMITTEE

Election of the Davis Pelton Bill. The Canal Inflow on the Hunt Committee Work started

THE MINT OF CONGRESS

The Mint Bill Pensions

The Pulaski Bank Case

Inter-state Commerce

Census Supervisors.

Nominations of census supervisors were confirmed to day About 60 of the total 150 went through without debate The remainder are yet to be reported from the census committee and there are indications that most of them will be held for some time to enforce a more equitable political division.

LONG-SUFFERING WHITES

How the Border Settlers of Colorado are Wronged and Insulted by the Ute

[SPECIAL DISPATCH TO THE OREGONIAN.]

Washington Feb 4—Yesterday Senator Teller Governor Pitkin, and state Senator Foster of Colorado called upon Gen Sherman and the secretary of war and laid before them petitions from citizens of Ouray Dallas and other towns in Colorado asking military protection from Indians The signers of the petitions represent about 6000 families who are in a very embarrassing and alarming situation. Hostile Ute Indians are encamped between them and civilization and will not permit the passage of any wagons claiming supplies Food in these towns is becoming scarce and unless relief and protection is at once sent they will perish from hunger or if they attempt to pass the Indian camps are in danger of their lives While these white people are suffering for food they complain that no hostile Indians are being fed by the government, and that, not satisfied with this they seize and appropriate everything in the way of food sent to the settlements These petitions, which set forth at length and in detail this wretched condition were sent to Governor Pitkin at Denver and forwarded to him here Secretary Ramsay and Gen Sherman both expressed great anxiety to do something to aid these people but they could not send any soldiers there, as it would be considered a violation of the *status quo* understanding which Schurz had with the Indians Gen Sherman said that if he could have his say about it troops should go right in there but he is held back and the only person who could give relief was the president Some gentlemen with the two members of the Colorado delegation have an appointment with the president and will make an appeal to him to day

The President Makes Good Promises.

The Colorado delegation in congress and Gov Pitkin called on the president this morning, and represented the defenseless condition of the frontier settlements of Colorado The president in reply gave assurances that steps would be taken to protect them promptly in case an emergency arises He will confer with the secretary of the interior and Gen Sherman on the subject

STORM ON THE ATLANTIC COAST

The Severest in Years for Many Years from New Jersey's sea shiffax -Several [illegible]

[SPECIAL DISPATCH TO THE OREGONIAN.]

Halifax N S —The heaviest snow storm of the season [illegible] on Saturday night and Sunday morning

Four [illegible] passengers has prevailed [illegible] to day East [illegible] wind blew a [illegible] feet deep The [illegible] and weather this is [illegible]

Deshel, was in Wall Long Branch

—[illegible] has been [illegible] for some years [illegible] at present a [illegible]

[illegible] Parlor [illegible] principal pi[illegible] ment troupes [illegible] [illegible]

OREGON RAILROAD

[illegible] Trust and Exhibit between Williams [illegible] Vanderbilt [illegible] Receiver in the [illegible]

[illegible] Mr Mc[illegible] [illegible] [illegible] [

The Daily Oregonian.

SUNDAY MORNING, FEB 4, 1880.

TWENTIETH YEAR.

Nineteen years ago this day the first issue of THE DAILY OREGONIAN appeared. The directory of that year gave the population of the city at 2040. Though its present population is above 20,000, the growth of the city and extension of its business have not, it is believed, outstripped in any respect or direction the progress of THE OREGONIAN. The first number of the paper appeared as a 24 in five column sheet. In matter was it contained almost no advertisements. During the whole of the first year of its existence, and perhaps for a much longer time, its entire advertising business did not yield a sum which would now suffice to pay its postage. There was no telegraphic and little local news. In the issue of February 4th the latest news date was "St. Louis, January 15." This news was received by telegraph from St Louis at Fort Kearney, then the western point of telegraphic extension, and forwarded to the Pacific coast by pony express. It told of the gathering storm of civil war. The steamer *Star of the West* had been sent to the relief of Fort Sumter. The New York legislature had passed, almost with unanimity, a resolution denouncing the hostile proceedings of the southern states as a declaration of war. Mayor Wood of New York had recommended in his message the secession of the city from the state, as a movement in sympathy with the south. Toombs had just made in the senate one of the most insulting and bitter of his secession speeches. The secession convention of Mississippi was in session. Other details, similar in purport, brought by steamer which had just arrived from San Francisco, were reported. Then there was no further news from the east till the arrival of the next steamer, sixteen days later. To publish a daily paper under such conditions was a matter of no little difficulty. Yet at the time, there were three other daily papers in the city, each of which appeared to have better chance for life than THE OREGONIAN. But in the business management of THE OREGONIAN there was a skillful, persevering and untiring energy, which has continued unto this day. Either one of its early competitors would have succeeded and beaten it had either one of them been under the business management of HENRY L. PITTOCK, by whom THE OREGONIAN was carried through the many struggles that beset its early existence, and to whom it is due that it was not long ago lost in the same gulf which has swallowed up the many newspapers that have been launched with high hopes here.

Until a telegraph line was built through to California and then completed to Oregon, THE OREGONIAN had to wait long. But it struggled on, and slowly gained ground. Realizing that the great thing to be gained was news, the manager took the earliest possible means of availing himself of the telegraph. When the line had been completed as far north as Yreka, dispatches were ordered for THE OREGONIAN, and were brought through from there by mail. A daily stage line had then just been established. Soon as the line was finished to Portland the news reports were taken here. Since then THE OREGONIAN has continued to be the principal medium of news for the Pacific northwest. With an enterprise which has always kept pace with the ability of the country to sustain a newspaper, it has steadily increased its expenditures not only for news by telegraph but for service of every kind. It now begins its twentieth year, incomparably a stronger and more complete newspaper than at any former time in its history. Being the only real newspaper of the northwest, it is the only one that is sought by the public, and therefore reaches more readers than all others combined in the sphere of its circulation. Its daily and weekly issues, though large for the past, never were so large by a total of many thousand copies, as during the last few months. The country is receiving a new impulse of life and growth, and THE OREGONIAN, sharing in it, on every occasion heretofore, has increased its news facilities and its service and expenditures in all departments to correspond with the new requirements.

Our news arrangements have recently been extended so as to increase greatly the quantity and variety of the telegraphic reports. The general news report has been doubled, and will be maintained at its present point of fullness and efficiency, while our telegraphic commercial reports, which here before have been unsatisfactory to us, as not answering our conception of the public demand, are now the best that money can obtain, and we feel confident will fully satisfy those who desire a journal to which they can look with confidence for full reports in this as in all other important lines of news. We now have full commercial reports, including quotations of California, eastern and foreign markets, through two independent sources; and every day all commercial intelligence of the preceding day will appear in THE OREGONIAN. Our own reports, furnished through the associated press, are supplemented by those of the Gold and Stock Company, furnished through the Merchant's Exchange. Facilities heretofore unequalled are thus afforded in this important line of news. To fill its conception of the growing wants of the country for a newspaper complete in all departments, THE OREGONIAN at the beginning of the present year undertook improvements which add not less than one thousand dollars a month to its previous expenditures; and this not only will be maintained, but will be further increased, to meet the surely growing demand for further improvement.

So rapidly has our circulation grown that the printing machinery heretofore used has for some time been unable to do our work promptly, and we have therefore ordered a new press, of double the capacity of the fastest one we now use. This machine is now being built by R. Hoe & Co., of New York, and will be shipped for Portland on the O. S. S. Co.'s steamer *Columbia*, to sail from New York on the first of April. When this press arrives we shall be able both to print our columns open for news to a later hour each morning, and also to deliver the paper earlier to city subscribers. This will much increase the acceptability of THE OREGONIAN to readers both within and without the city.

After a career of nineteen years, during which it has struggled up from small beginnings and through difficulties which here engulfed many competitors, THE OREGONIAN is beginning to reach a position which has long been the aim and ideal of its proprietors. Its object is to be the best possible newspaper which the country can sustain; to be distinctively the newspaper of Oregon and Washington; to have no ends or purposes outside of its own mission as a faithful public journal; to maintain a manly independence and spirit of fairness; to report local, general, commercial and all other news with fullness and accuracy; to encourage and aid the development of the country; to disseminate sound opinions; to support public morality, and, in a word, to be what a newspaper ought to be which aims to fill the first place in the wants of an intelligent, moral, active and growing community.

A THIRD TERM APO

Ex-Senator Howe of Wisconsin, administrationsenatorial group" of *American Review* a tion, finds in the All heard against what means of making bounce as the "successless it pleases him to call it, the third term clamor" in disguise for its disclosure of the His article the Grant party prior to 1876, purpose a confession that they had in view since communication of Grant at that time. On th 15th December, 1875, a resolution was adopted by the house of representatives declaring against any departure from the time-honored custom which limited any occupant of the presidential office to two terms. Two hundred and thirty-three votes were recorded in favor of this resolution and but eighteen against it. With a touch of bitterness Howe says: "The reiterated vociferation accomplished the purpose for which it was intended. It defeated the renomination of General Grant in 1876." So it did. And this retired member of the old "senatorial group" is strangely mistaken if he supposes that it will not again defeat his renomination in 1880. Quite noticeable for partisan enthusiasm, touched with partisan rancor, is his method of taunting the republicans of the country with a want of courage and fidelity in not accepting Grant again. "A political party," he says, "must be brave and conscientious before it will venture to stake its hopes of the post-offices upon the re-election of a president who has been fired at by millions of his countrymen for four years, and fled at by nine millions for eight years." This is the utterance of a partisan bigotry which is unable to see the real objection to breaking the president. The objection is not a sentimental prejudice but an attachment to a well-established custom which there is no occasion to violate. Washington, the ex senator says, declined a third-term because he wanted rest; Jefferson because he couldn't hope for the further support of his party, and Jackson because he preferred to pass the honor over to Van Buren. And it is observed that it is not easy to see why the fact that former presidents didn't want a third term or couldn't get it, should debar one who does want it. This is not an argument to help the case. If any citizen desires the presidency beyond two terms, that is really a reason in the public mind why he should not have it. Mr. Howe argues throughout his article as if Grant's administration had been acceptable to the country and wholly perfect. Indeed he assumes this, as if it were beyond question. But the fact is that no small part of the opposition to restoration of Grant now comes from the remembrance that the surroundings of his administration were of a sort which large numbers of his party think it would be undesirable to restore and perpetuate. Many people who feel kindly towards Gen. Grant as the leader of the national armies in the great war will as yet keep silent in regard to his last term and their apprehensions of his next; but should there be a serious attempt to force his nomination they will be heard from in a way that will startle "boomers" like Mr. Howe.

PORTLAND'S POSITION.

It is probable that it does journals of a class of which the Walla Walla *Statesman* may be taken as a representative, much good to rail at Portland because it is the largest town in the northwest, and because a large part of the trade of Oregon and Washington centers here. "Portland," says the *Statesman*, "not content with being the metropolis of Oregon, endeavors to grasp the whole interior and make all the vast country lying beyond pay tribute to her." Again, "We enter our solemn protest against making said metropolis even a way port for the transportation of our produce to the seaboard." And more to the same effect. Perhaps it would be well to consider the facts. Portland has grown to its present importance because it has been so situated as to be able to do the business of the country. It holds its preeminence because of its facilities for doing the business of the country through capital concentrated here, through routes of transportation converging here, and through adjustment of business throughout the country to business here. The growth of Portland, therefore, has been an entirely simple and natural result. "Protests" against that growth will not arrest it. Here is a central position for business, and hither business is naturally drawn. Perhaps the trouble with those journals which carp at Portland so much is that no one of them desires to see here or elsewhere a town of more importance than its own. If Portland can develop facilities for doing the business of the "whole interior," as undoubtedly she will under arrangements now in progress, it will be quite idle for anybody to complain about it. Trade rigorously follows its own laws. Portland capital is now taking the lead in the development of country. Naturally it will make Portland the depot of the trade which it develops or accommodates. But "the God of nature" we are told, "never intended Portland to be anything but a small business center." Then it will not be, and it is useless to worry about it. But after a good deal of observation on the subject we have learned to doubt very seriously the authority of those who so freely take it upon themselves to declare in so many matters the "intentions of the God of nature." It is wise usually not to base much on assumptions of this kind.

The United States is not by any means the only country in the world that has experienced an augmented movement of silver during the past year. Within that time the exports of this metal to Japan, China, India and the straits have been as follows: From Southampton, $32,000,000; Marseilles and Venice, $5,000,000; San Francisco, $8,000,000. Total, $46,000,000 as against $39,000,000 in 1878. The quantity of silver which India, China and Japan have been absorbing for many years is really astonishing. Great as the quantity is which they take in, they give none back.

The *New York Tribune* almanac for 1880 is out. This publication is the politician's favorite statistical text book and standard authority on past elections. The present issue has been compiled by the Hon. Edward McPherson, a statistician of national reputation, who has conducted the series for several years. The price remains as before—25 cents for each copy.

The Princess Winnemucca is lecturing in the eastern states on the sorrows of the Indians. After telling an audience of the wrongs that the white man had done by introducing fire water among her people, she proceeded to prove the statement by getting hilariously drunk.

MARRIED.

On Jan 28, 1880, by Rev. A. J. Wigle, at his residence, Jos Smith and Minnie Davis, all of Linn county, Oregon.

At the residence of Wm Norton, Feb 3, 1880, by the Rev. T. L. Eliott, Miss Clara A. Wait to G. A. Morton. No cards.

DIED.

At East Portland, Jan. 31st, Mrs. E. L. Kimber, aged 54 years.

NEW TO-DAY.

WANTED, BY A GOOD GIRL, A SITUATION as cook, washer and ironer; private family preferred. Please call at 352 First street. 1

Housekeepers TAKE ADVANTAGE OF Olds & King's clearance sale and buy your sheetings, blankets, quilts and flannels at cost.

NEW TO-DAY.

PARTIES HAVING FURNISHED OR UNFURnished rooms to rent can find occupants by seeing HAIGHT & McLAREN, Real Estate and Collecting Agents, 52 Morrison street, between Second and Third. 1

FOR CHOICE OF SEVENTH, BET. Stark and Oak $10 per month in advance; stove, bathroom etc; pleasant location. 1

FOR RENT—KITCHEN, FURNISHED ROOMS with use of kitchen, also furnished rooms for single gentlemen; 2 blocks; 135 Morrison street, corner of Seventh. fb6c

WANTED—A SITUATION BY A FIRST CLASS Dry Goods salesman; good knowledge of goods and excellent work for. No objection to the country, best references given. Address, one week, "H" this office. fb6d

FOR SALE—2260 ACRES FARMING AND STOCK RANCH 3 miles from railroad, living springs, good water and barns, with 400 head of graded sheep and 50 cattle; one mile from school house; 1½ miles from church. For price, terms, etc., call on or address the undersigned. Inquire of W. W. PIPER, Dayton, Or. fb6m

FOUND—IN PERSON—ONE OF WHICH PARENTS DIED in or coming to Oregon, Washington, without our receiving any donation as yet, prior to December, 1879, are requested to call on the undersigned and learn something to their advantage.
J. G. CHAPMAN
Portland, Or., Feb. 4th, 1880. fb6d

A PIANO FOR SALE OR TO RENT. INSTALLMENTS. A first class piano in all cases. First St., between Oak and Pine. J. SCHMITZ. jan6tf

BARBED FENCE WIRE

CABLE LAID DOUBLE WIRE.

Four Point Steel Barbs!

THE BEST AND CHEAPEST FENCE KNOWN. No other Fences equal to it. Manufactured under Dorris' recent Rollers (patented). Put up on 10-lbs. reels. See for circulars. All kinds of WIRE (iron and Galvanized) for BALING, FENCING, TELEGRAPH, TELEPHONE, etc., etc. WIRE ROPE of all kinds in stock or manufactured to order.

A. S. HALLIDIE,
WIRE MILLS & WIRE ROPE WORKS,
6 CALIFORNIA ST., IN SAN FRANCISCO.
fb6d&w6t

Furniture & Auction

TO-DAY AT 10 A. M.
AT
NATHAN & DWIGHT AUCTION HOUSE,
Cor. First and Pine streets.

A Large and Desirable Lot of Household Furniture of all descriptions.
To be sold on account of departure.
ALSO,
1 Fine 2-Seated Carriage, nearly new.
1 Open Buggy, Horse and Harness.
NATHAN & DWIGHT Auctioneers

Special Auction Sale

OF
HOUSEHOLD FURNITURE!
AT RESIDENCE.

We will sell on the premises Southeast corner of Jackson and Seventh streets, on
THURSDAY, FEB. 12, AT 10 A. M.,
PARLOR FURNITURE.
25 yds Body Brussels Carpet.
1 Marble top Walnut Center Table.
1 Flower Stand.
1 Hoey Patent Bed Sofa, finely upholstered.
5 Pictures.
5 Brackets, assorted.
5 Parlor Chairs.
2 Easy Chairs.
ALSO,
DINING ROOM FURNITURE.
1 Ash Center Table.
6 Dining Tables.
20 yds Brussels Carpet.
1 Heating Stove.
1 China Dinner and Tea Set, 7 pieces.
Plated Ware, Cutlery, Brackets, etc.
ALSO,
BEDROOM FURNITURE:
2 Solid Ash Sets, complete.
2 Fine Spring Mattresses.
2 Fine Hair Mattresses.
ALSO,
Feather Pillows, Spreads, Bolsters, Sheets, Blankets etc.
ALSO
26 yds Brussels Carpet.
1 Florence Sewing Machine in perfect order.
ALSO
KITCHEN FURNITURE.
1 Dexter Cook Stove complete with fixtures.
GILMAN & CO., Auctioneers.
☞ The house to rent; new and well located.

ASSIGNEE'S SALE

OF
VALUABLE REAL ESTATE.

IN THE MATTER OF LEVI ESTES, AND C. M. Carter, bankrupts. In bankruptcy. Pursuant to an order of the Honorable District Court of the United States, for the District of Oregon, made the 3d day of February last, I will on Monday the 1st day of March 1880, at the hour of 10 o'clock A. M., sell at the right, title and interest of said estate, to wit, the interest of Levi Estes, bankrupt, vested in said assignee, in and to lots numbered 3 and 4 in block numbered 39 of the city of Portland, Multnomah county and State of Oregon, being an undivided one half interest in said lots and the buildings thereon, at public auction for U. S. gold coin in hand, at the door of the County Court House in Portland in said County.

Said one half undivided said lands will be offered as a whole; subject to a certain mortgage owned by C. P. Thompson Esq., but free from all encumbrances.

And pursuant to an order of said Court made on the 18th day of March 1879 I will also at the time and place, sell at public auction for U. S. gold coin in hand, all the right, title and interest of said estate in and to the piece of land located in said Multnomah county and State of Oregon, being a part of section 25, 1, N. R. 1 E. described by the following boundary, commencing at the South east corner of Wm Blackiston's donation land claim, and thence N 50° W. 6 chains, N. 39° W. 27 chains 50 links, S 48½° W. 18 chains 40 links to claim corner, E. chain 80 links, S. 47½° E. 18 chains 50 links, S. 62 E. 27 chains 50 links, S. 60° E. 6 chains, West 8 links to place of beginning containing 6 acres more or less—said last above described piece of land lying and being between the meander line of said William Blackistone's donation land claim and the west water mark of the Willamette River.

And pursuant to an order of said Court, made on said last mentioned date, I will also sell at the same time and place I public auction for U. S. gold coin in hand, all the right, title and interest of said estate, in and to the said "William Blackistone's donation land claim," situate in said County and State. J. FO. LOWNSDALE
Assignee of the estate of Levi Estes and C. M. Carter, bankrupts.
Portland Feb 4th 1880. d-f4,11,18,25

ANOTHER SUFFERER

Snatched from the Grave.

I THINK IT MY DUTY TO SUFFERING HUmanity to issue the following statement: My wife's sufferings were dreadful, deserving all the time, until she grew lean and weaker every day, till she was a mere skeleton. As a last and only resort I was advised to consult Dr. VAN DAN BERGH, sr. I frankly I had but little faith in her ever giving relief. The Doctor made a very thorough examination, he said it was possible to effect a cure in two months. He stated worms were the cause of the gnawing sensation and the great distress I had in her stomach; also the female and nervous debility and all other infirmities. After taking a medicine for about ten days she commenced going better and kept on getting better and soon, in two months and 10 pounds of solid flesh during the treatment. Thanks to the Doctor for savingmy wife from an early grave and my little children from being motherless. For any further information inquire at my residence and see my self. No. 66 South Fifth and Sherman street.
S. T. RADALL AND WIFE,
Portland, Oregon, Feb. 1st, 1880.

REMOVAL & A GRAVEL

The Size of a Walnut Without the Loss of a Single Pop of Blood.

After doctoring for seven long years with many doctors and surgeons, all suffering during all that time the greatest pain and agony, no rest day or night, I heralded all. VAN DAN BERGH, of 212 First street, Portland; he said operation was out of the question, for he would remove the stone, which was the size of a walnut, by drilling. The first drilling lasted seven hours and took one half of the stone away in small gravel and sand, and not a single drop of blood, which gave a great deal of relief. The following week, another two and a half hours of skilful drilling the doctor ground the remainder of the stone away in fine gravel and sand with little loss of blood, and thanks to the doctor's skilful treatment I am cured of the last agonizing and painful malady known to the united professions. For further information call, my place of business, Board, Willamette Steam. THOMAS WILSON.
Multnomah county, Oregon, Dec. 14th, 1879
Witness, G. W. THAYER.

ELECTRIC LIGHT COAL OIL!

Guaranteed Superior to Any Other in the Market.

Flash TEST, PERFECTLY SAFE, AND
FULL WEIGHT,
55 lbs to the can.

For sale in lots to suit at 1 cent per can less than any other oil of equal quality. fb2 1dfmed
HODGE, DAVIS & CO.

AMUSEMENTS.

NEW MARKET THEATER
JOHN MAGUIRE ..... MANAGER
Grand Success of the Popular Actor,
C. D. CHAPLIN,
Who will appear
THIS EVENING, WEDNESDAY, FEB 4,
In his great character of
EDWARD MIDDLETON,
In the Great Moral Dramatic Drama, in five acts, entitled
DRINK!
OR
THE FALLEN SAVED.
SATURDAY MATINEE,
ENGAGED!
Seats can be reserved at the lower entrance to the Theater from 10 A. M. to 5 P. M., daily.

SOCIAL SCIENCE LECTURES.

The Second Lecture of the Course will be given
WEDNESDAY EVENING, FEB 4,
In the Chapel of the Unitarian Church, 7½ o'clock.
ENTITLED
HEALTH IN THE SCHOOLS,
An abstract of a remarkable paper by Dr. D. F. Lincoln, of Boston.
Tickets for Course, $1—Single Lecture 25c.
fb2d2t&W

DRY GOODS CLOTHING.

STOP THERE!

We Have Sold Out

Our Store and Fixtures and give possession in 20 days.
THEREFORE
We propose to run off all our stock of
J. D. CUTTER & CO'S
ELEGANT GROS GRAIN SILKS,
The only genuine Silk in this market.—every yard guaranteed not to cut or wear "shiney."
STAPLE & FANCY
DRY GOODS,
Of which the stock is Fresh and Full.
DRESS TRIMMINGS
AND
DRESS GOODS.
$100 CLOAKS and DOLMANS,
All New and Fashionable.
$10,000 Worth of
HOUSE-FURNISHING GOODS.
500 Umbrellas
From 75c each to the Finest Silk.
Real Valenciennes Laces
AND
Real Point Applique Laces.
GENTLEMEN!
The BARGAINS are not all for the Ladies. We have a full line of
GENTS' FURNISHING GOODS
To Slaughter.
Flannels & Blankets
By the Pound at Price of Wool.
The above are only a few of the leading articles. We have a full assortment of all goods usually kept in a Dry Goods Store:
Fifty-five Thousand Dollars'
Worth altogether, of which we are bound to sell all we can before taking stock to turn the balance over to our successors. This is no humbug, but a genuine sale at any reasonable price.
The best opportunity for real honest bargains ever offered in Portland.
REMEMBER!
These Goods were bought for Cash, and are not sold cheap because they are "old stock," but because we desire to reduce the stock as much as possible before the transfer is made.
M. MESSERSCHA & CO.
Cor. First & Washington Sts.

KEARNEY'S EX-RAYS.

HAVING PURCHASED THE NEW OUTfit of Dr. Hamilton, property of the late Dr. Kearney and publishing business of Drs. Kearney & Sinclair, either by mail or telegraph, promptly executed in. Consult your health.
JOHN KEARNEY,
fa2d1m

MILLINERY AND DRY GOODS.

JOHN CRAN & CO
FOR THE
Next Two Weeks
We will offer
Our Entire Stock
OF
Ladies' and Misses'
HOSIERY
AND
UNDERWEAR
AT
REDUCED PRICES
We have opened another case of
SILK UMBRELLAS
Which will be sold cheap.
J. CRAN & CO.

REMOVED.

MRS. H. ACH HAS REMOVED the Largest stock of HAMBURG EDGING in the city at Half Price.
Her stock of
DRY GOODS
To Store formerly occupied by R. W. Richardson, No. 231 FIRST ST., Between Salmon and Main.
Where she will be pleased to see her old customers and as many new ones as will favor her with their patronage.
GRAND OPENING
Wednesday Ev'g, Feb. 4th.

The ONLY PLACE IN PORTLAND for Ladies to get ELEGANT FITTING DRESSES. MRS. PILGER'S LEADING DRESSMAKER AT
FULL LINE OF READY MADE SUITS, Cloaks, Dolmans, Ulsters and Circulars. ON HAND AND MADE TO ORDER
153 First St. near Morrison.

DRY GOODS, MILLINERY, ETC.

GREAT
CLEARANCE SALE
OF
DRY GOODS!
In order to make room for our Spring importations, now on route from New York, we will
For the Next Two Weeks,
OFFER
Unusual Inducements
TO PURCHASERS OF
DRY GOODS!
BLACK CASHMERES
40c per yard..... reduced from 50c
50c per yard..... reduced from 65c
75c per yard..... reduced from $1 00
$1 00 per yard..... reduced from $1 25
BLACK SILKS
Reduced from 40 to 50 per cent.
Silk-Mixed Striped Armures
At 25c—reduced from 50c.
Double-Fold Pekin Lustres
At 25c—reduced from 50.
Waterproofs at Cost!
due to $1 per yard.
All Styles of Dress Goods at Reduced Rates.

Scarlet Flannel	25c per yard
Cashmere Flannel	reduced from 60 to 40c
Double Damask, all linen	37½c per yard
Double Damask, all linen, 8 4 pr wide	$1 per yard
Large Size Bedspreads	75c each
Ladies' Felt Skirts	50c each
Ladies' Shape Corsets	25c each
Thompson's Glove Fitting Corsets	75c
Grecian Corsets	81—worth $2
Dalton French Kid Gloves	50c—worth $1 50
Dalton French Kid Gloves	75c—worth 1 25
Ladies' Silk Scarfs	25c—worth 75

The Largest stock of HAMBURG EDGING in the city at Half Price.

REMNANTS!
REMNANTS!
REMNANTS!
Remnants of Flannel,
Remnants of Table Linen,
Remnants of Crash,
Remnants of Sheeting,
Remnants of Gingham,
Remnants of Waterproof,
Remnants of Dress Goods,
Remnants of Black Cashmeres,
Remnants of Colored Cashmeres,
Remnants of White Goods,
Remnants of Black Silks—
Marked Down to Half the Original Prices.
F. D Wrinkle & Co.,
231 FIRST ST., COR. SALMON.

KAGIT GOLD MINES.

S/TR. JOSEPHINE, J. W. SMITH..... Master
Will leave SEATTLE EVERY MONDAY and FRIDAY for Skagitby. Mount Vernon and head of navigation on the Skagit river. P. O. Box 67. jl6

ATTENTION! ATTENTION!

OUR SECOND
ANNUAL CLEARANCE SALE
Commences this (Friday) morning, and in order to effect a thorough clearance before the arrival of spring invoices, we offer our entire stock of
DRY AND FURNISHING GOODS
AT COST.
This is a bona fide offer, and every intending purchaser can save money by taking advantage of it
"Come Early and Often."
OLDS & KING.
147 THIRD STREET. 147 THIRD STREET.

HOME
INSURANCE COMPANY, NEW YORK.
FIFTY-THIRD SEMI-ANNUAL STATEMENT
Showing the condition of the Company on the 1st day of JANUARY, 1880:

CASH CAPITAL	$1 00 000 00
Reserve for Re-Insurance	1 341 438 00
Reserve for Unpaid Losses	148 764 81
Net Surplus	1 120,785 30
CASH ASSETS	$3 610,988 11

SUMMARY OF SETS
Held in the United States, available for the payment of LOSS BY FIRE and for the protection of Policy Holders of FIRE INSURANCE:

Cash in Banks	$ 283 229 19
Funds and Mortgages, being first lien on Real Estate (worth [illegible])	1,866 854 00
United States Stocks (market value)	1,184 125 00
State and Municipal Bonds (market value)	200,762 50
Loans on Stocks, payable on demand (market value of securities [illegible])	237 869 50
Interest due on 1st January, 1880	48 676 09
Balances in hands of Agents	94 870 66
Real Estate	151 114 87
Premiums due and collected on Policies issued at the New York Office	94 125 91
Total	6 567 28
	$3,610,988 11

PACIFIC STATE OFFICE, 323 CALIFORNIA STREET, SAN FRANCISCO.
ARTHUR E. MAHILL, General Agent.
This Company being about to comply with the laws of several Territorial and other points throughout the State will be prepared to accept risks and issue policies without any delay on applications transmitted as above. Agents are empowered to accept risks and issue policies without any delay on applications transmitted as above. Agents wanted in Portland and other points throughout the State. Address as above, or refer to the Bank of California, San Francisco or Portland, Oregon. Call or write up to the 10th inst. CHAS. L. DIGGS, Local Agent. Office of Commercial Bank, Portland, Oregon.
CHAS. L. DEMIN, Special Agent.

AGENCY OF
MACNEALE & URBAN SAFES.
We have this day appointed MESSRS. DUNIS & KING agents for the Macneale & Urban Safes for Oregon and Washington Territory.
MR. R. L. WILLIAMS will continue as traveling agent.
RAYMOND & WHITEHIRE,
Portland, Or., Feb. 2, 1880. Gen'l Agents for Pacific Coast.

AUCTION AND COMMISSION.

S. L. N. GILMAN. M. CROCKER.
GILMAN & CO.,
Auctioneers and Commission Merchants,
No. 42 First street, between Ash and Pine.
Auction Sales of Furniture, General Merchandise, Horses, &c.
Regular Sale Days—TUESDAYS and FRIDAYS, at 10 o'clock A. M.

AUCTION AND COMMISSION.

AUCTION!
THE UNDERSIGNED HAVING RECEIVED INstructions from J. M. Turner and Richard Carr, public auction, at their salesrooms
YATES BLK B. C.,
On Monday 16 1880,
At 10½,
The Inventory,
Situate on Skeegtown as the
NORTH-WESTERN COMMERCIALIST.
The REAL ESTATE One Hundred and Twenty Acres 4 and numbered section One (1), Block the official survey or plan of the City
Boats, Nets, Tools, Buildings
AND
Everything thuary for the Working of an Cannery.
The Inventory of be seen at the office of J. E. & CO., Auctioneers.

CR
RENT!
W. MARSHALL & CO.
Owing to the discouragement we have met in our commencement in this business, we have been compelled to get more central quarters. Our late premises were inadequate to meet the demand constantly increasing trade, we therefore much pleasure in giving to the public that we had
Stalls No. 6 & 7
Centralmarket,
And we purpose to place
The Central Reserved Depot for Everybody to see all descrip
Staple & Fancy
GROCERIES.
We are now display ex Reamer "Geo. W. [illegible]
IMMENSE STOCK
NEW GOODS.
Purchased with a view to our new [illegible]
Our Prices are lower than any other house in the city, and our Goods are fresh, New, and Well [illegible]
We earnestly call the attention of Housekeepers of Families, Hotel and Boarding House Keepers, on whom special inducements will be offered—to our line for supplying them with the best class of goods at the Lowest Possible Price.
☞ Goods delivered free and safe to any part of the city, also to all trains and boats.
REMEMBER THE NO.
Central Market Grocery Store,
Stalls 4, 5, 6 and 7, opposite Ash.
W. H. MARSHALL & CO.
jan6t

TRY OUR
CAFE ESPRESSO
FRENCH BREAKFAST
COFFEE!
Which stand unequaled for Richness of Flavor and Delicate Aroma.
WE MAKE COFFEES A specialty. Entrust their manipulation to no other hand, use the best machinery, and guarantee [illegible]
Our new Hyde Rooster enables us for ROASTED Coffee. Enterprise Mill we can grind [illegible] notice, any quantity desired.
O. F. SITES,
RED FRONT GROCERY,
167 FIRST [illegible]
Between Morrison [illegible]
We roast, grind or pack to order Tea, Spices, Restaurants [illegible]
W. F. W[illegible]
Dealer in
Choice Groceries
HERE IS THE PLACE, and the cheapest grocery are Cash and he has no [illegible] everything down below Cash [illegible] per cent will be given to [illegible] worth and upward. Orders [illegible] received free in city and [illegible] Local discount to [illegible]

AUCTION AND COMMISSION.

OSCAR KILBOURN,
AUCTIONEER,
52 First St., next cor. Pine. P. O. Box 836
Will Purchase and Sell at Auction or Private Sale
Real Estate, Merchandise, Stocks, Furniture, Horses, Buggies, Etc., Etc.
In the City or Country.

AUCTION AND COMMISSION.

NATHAN & DWIGHT.
(Successors to Oscar Kilbourn)
Auction and Commission MERCHANTS,
Corner First and Pine Streets.
REGULAR SALE DAYS,
WEDNESDAYS AND SATURDAYS.
WILL PURCHASE AND SELL REAL ESTATE. Merchandise and Furniture. Carriages Buggies Wagons, Harness and Horses a specialty

WANTS.

WANTED.
BY A YOUNG LADY WHO WISHES TO ATtend school, a place in a private family where she can work for her board; address M. B. this office. fb6d

TO LET.

FOR RENT—FURNISHED ROOMS.
NICE, DESIRABLE FOR TWO GENTLEmen or man and wife; one large South room convenient for two gentlemen; also one small room with use of bath, hot and cold water. 169 Fourth street, between Alder and Morrison. fb6d

TO RENT—PARTIES DESIRING NICELY FURnished rooms can find them at 210 Alder St., near Eighth. fb2l12t

FOR RENT—FURNISHED ROOMS.
NEWLY FURNISHED ROOMS TO LET, SUITable for gentleman and wife and single gentleman, with use of bath, cold and hot water. One have board if desired; 125 A, cor Sixth st. fb2d

TO LET—TWO NICELY FURNISHED ROOMS, cheap in a house where there are no children. Inquire 107 Fourth St., 3 doors from Stark. 180d7th

FROM RENT STORE TO LET.
THAT STORE OPPOSITE THE ST. CHARLES Hotel and the new Hotel in process of construction, on corner Morrison and Front Sts., for rent. Apply to E. Martin & Co., 131 Front St. jl22tf

SAVINGS BANK BUILDING.
TO RENT, TWO OFFICE ROOMS, SECOND story; separate rooms, Rent $15 each per month. Apply at the Bank, 48 First St. jl26tf

FOR RENT.
A HOUSE WITH 9 ROOMS AND BATH, ON Morrison and Pacific streets.
TO LOAN, for a term of years at 10 per cent, sums of $1,000, $2 000 and $4,000
jl26tf P. W. GILLETTE, No 7 First St.

TO LET—COMFORTABLY FURNISHED ROOMS to let at No. 81 Fourth street cor of Oak. n7tf

TO LET.
A LARGE NEW DWELLING, NO. 211 TWELFTH St. Inquire of the undersigned at the store of Olds & King at 9½ A. M., or 1½ P. M.
j5 JOHN WILSON.

FOR RENT.
TWO NEW DWELLING HOUSES OF 7 ROOMS each, with double parlors, situated best F and G Sts., on Tillamook. For particulars inquire of T. J. O'Brien, 88 First St. d30tf

FOR SALE.

FOR SALE.
A RESTAURANT AND 12 FURNISHED ROOMS will be sold cheap; a rare chance to get into business; for further information apply at the Ennes House, corner second and B sts. fb3m

FOR SALE.
A NICELY FITTED UP SALOON—BEST LOCALity in the city—with stock and fixtures; everything in first class running order. Make an offer; will be sold immediately. Address F. S., this office. fb2d

FOR SALE—A SALOON HANDSOMELY FITted, fine location; doing a good business. CLARK & UPTON, 122½ Front St. fb2d10t

FOR SALE OR EXCHANGE.
A NO. 4 MANEALE & URBAN FIRE AND Burglar-Proof Safe. Inquire of H. E. LEVY, Seattle, W. T. fb2d12t

BRICK FOR SALE.
THOSE INTENDING BUILDING WILL FIND it to their interest to call at 131 Front street before purchasing Brick at any other place. 122tf

RANG FOR SALE.
ONE LARGE SAFE AND TWO SHOW CASES, with counter, for sale at the Jewelry Store of Wm. BESCHEINEN, cor. Front & Morrison. jl4tf

FOR SALE.
THE MACHINERY LATE IN THE STEAMER "McCully." Apply to CLARK & UPTON, 122½ Front street. 194tf

MILK RANCH FOR RENT AND STOCK FOR SALE.
THE UNDERSIGNED WISHES TO SELL OUT his dairy business before the end of January, 1880, consisting of 20 cows, 3 horses in good supply of utensils. Will rent the ranch of 27 acres, house and barn. Inquire on premises, corner Sixth and Caruthers st., of P. H. HOFFMAN. jl6m

FOR SALE.
ONE DOUBLE CIRCULAR, PORTABLE SAW mill, Iron Top saw Frame, complete with Gower's patent head blocks and set works, capacity from six to ten thousand feet per day, just received from the factory, will be sold cheap. Also one 30 and one 40-inch Eclipse Bookwalter Turbine water wheel. Address ALLIS & BLAKE, d6dtf No. 4 North Front Street, Portland.

FOR SALE.
50 ACRES IMPROVED LAND, FIVE MILES northeast of Portland. For particulars apply at 120 Third street. n12tf

SPECIAL NOTICES.

ASHLAND QUICKSILVER MINE.
STOCK OF THE NEW IDRIAN CINNABAR Mining Company, Oakland, Oregon, can be had by calling at the office of LEANDER HOLMES, Esq., No. 8, Strowbridge's Building. 180d12t

B. F. DOWELL
WILL BE IN WASHINGTON CITY FROM from the 1st of April, 1880, to the close of the present session of Congress. Any business entrusted to his care will receive prompt attention. j28

$100 REWARD.
FOR THE BODY OF WM. DANIELSON, BETTER known as "Big Bill," who was killed on the 7th of December, 1879, while in the employ of Stokum & Harlow, on the snow in Columbia City, at the quarries about 1½ miles above Portland, near the White House, by a heavy stone falling 50 feet, striking him in the breast, knocking him overboard and drowning him. Said Wm. Danielson was about 6 feet 6½ inches high, fair complexion; moustache and chin whiskers, sandy, with beard about two weeks growth; had on when drowned red flannel drawers and single drawers overalls, dark oilskin coat (short) and string shoes. For information apply at this office. j26d10t

FINANCIAL.

MONEY TO LOAN
SECURED BY
REAL ESTATE MORTGAGES
Payable Within This State
IN
Sums of $500 to $30,000
Farm Lands or Portland City Property.
Apply to
WILLIAM REID,
48 First street, Portland, Oregon.

S. G. SKIDMORE & CO.
DRUGGISTS
AND
APOTHECARIES,
IMPORTERS OF
Drugs Chemicals, Patent Medicines, Etc.,
DR. SYKES' SURE CURE for CATARRH.
151 First St., Portland, Oregon.

D. J. MALARKEY & CO.,
Commission Merchants,
Wholesale Dealers in
Grain, Flour, Feed and Provisions.
Receive daily from the leading producers and manufacturers Butter, Eggs, Cheese, etc.
Agent for Union Mills "Snowflake Brand" Flour.
Advances made on approved shipments of Hides, Hops, Wool, Grain, etc.
No. 10 and 12 Front St.

THE
CITY BOOK STORE,
No. 171 First St., near Yamhill,
OFFERS A COMPLETE RETAIL STOCK OF
BOOKS, STATIONERY, PERIODICALS, Etc., at LOWEST PRICES. 119

2 HUNDRED DIFFERENT KINDS OF Blanks for Legal, Commercial, Real Estate and Matrimonial purposes are kept in stock by Himes the Printer, 6 Washington St., Portland. His Real Estate Blanks will convey title from the bottom of the earth to top of the skies. His matrimonial blanks will make a couple so fast that nothing short of a Chicago divorce lawyer can separate em. And when you divorce lawyer can separate em. And when you come down to Justices Circuit and County Courts, his blanks can't be beat. All of his blanks are thoroughly and correctly constructed by one of Portland's most prudent lawyers, and if the P. of Portland's most prudent lawyers, and if the P. hopes to merit a respectable share of public patronage on a sound basis, he will be careful patronage on a sound

The Daily Oregonian.

WEDNESDAY MORNING FEB 4 1880

WEATHER PROBABILITIES.

WASHINGTON Feb 4—12 30 A M—Pacific coast Oregon Clear or partly cloudy

CITY.

ARREST NEAR ARRESTED —THE ORE N ian published Monday morning an account of the flight of a young man named Thomas Paul from the Day school house on the Cliff road to Douglas Co where he had been teaching Paul had been charged with robbing Wells Fargo & Co s express in Nor thern California some time since The company s special detective Mr J B Hume who arrived on the *Oregon* on the 21st ult has shadowed Paul and arrested him Monday at Myrtle Creek 17 miles beyond Roseburg Douglas Co Mr Hume arrived here last night with his prisoner who he will take to San Francisco on the next steamer Gov Thayer yesterday issued a warrant for the arrest of Paul upon a requisition from Gov H G Perkins of California Mr Hume being appointed state agent

AN ACCIDENTAL OVERDOSE A few days since an item appeared in the papers to the effect that Mr H T Collins of Oregon City had taken a dose of laudanum with suicidal intent and that his life was rescued only by prompt medical assistance Mr Collins called on us yesterday and desired to have the statement corrected He says that he took a dose of the drug named for the purpose of quieting his nerves and getting to sleep By an accident he took too much and narrowly escaped dying I was purely accidental and he disavows any intention who ever to shuffle off this mortal coil

OLYMPIC CLUB ELECTION —The Olympic Club elected the following officers last night President, John Kelly vice president, W P Olds secretary Oscar Heintz treasurer J M DeWitt superintendent L Brenckle directors, A S Whiting and T S Carr The following resolution was unanimously adopted *Resolved*, That a vote of thanks be tendered to the retiring officers of this club for the able and efficient manner in which they have fulfilled the duties of their respective offices for the past year

NUPTIALS —Mr J Edward Tibbetts connected with the firm of Thompson DeHart & Co was married Monday evening to Miss Hattie M only daughter of Captain George A Pease. The ceremony took place at the residence of the officiating minister, Rev T L Eliot, and on account of the recent death of the bride's mother, was strictly private Mr and Mrs Tibbetts have the best wishes of a host of friends

THEIR DIPLOMA —The Oregon Furniture Manufacturing Co, received yesterday the diploma awarded to their splendid exhibit at the Paris exposition in 1878 The diploma is neatly framed, and with a similar recognition awarded by our own centennial exposition, is displayed in their show window appropriately supported by a set of very handsome raw silk furniture

NEW ENGINE —Messrs Fleischner, Mayer & Co have just placed in position in their store, a gas engine, to furnish the motive power for their elevator The machine is quite a novelty it being the second one of the kind ever brought to this city. Messrs Hodge, Davis & Co have a similar engine which has been working satisfactorily for the past two months.

WILLAMETTE ROWING CLUB —The annual meeting of the Willamette Rowing Club will be held Friday evening, Feb 6th, in the British Benevolent Society's room in the O S N Co's building. The meeting is for the purpose of hearing the reports of officers, the election of officers for the ensuing year and the consideration of general business

PROMOTED —Mr Thomas H Reynolds, who has been employed by the express company here for several years in the capacity of delivery clerk was recently promoted to the position of W F & Co s messenger on the west side road between Portland and Corvallis Tom is faithful and efficient and deserves the promotion

'HEALTH IN THE SCHOOLS."—This is the subject of a paper which will be read at the Unitarian chapel this (Wednesday) evening by Rev T L Eliot It promises to be very interesting, instructive and practical. All parents should feel a personal interest in the subject, and should not fail to attend the lecture

WARRANT OF ARREST —Governor Thayer received yesterday from Governor H G Perkins, of California, a requisition for the arrest of one Thomas Paul a fugitive from justice from that state charged with the crime of robbery, J B Hume being appointed state agent A warrant was at once issued for his arrest

OFFICES ESTABLISHED —Col. Dudley Evans manager of Wells, Fargo & Co's office in this city has just returned from up the west side road He has established offices at the following stations McCoy, Derry and Independence The establishment of these offices will be a great convenience to the public

PORTLAND LIBRARY ASSOCIATION —The annual meeting of the directors and members of the Library Association of Portland, will take place on Saturday evening Feb 7th at 7 30 when the report of the Hon Matthew P Deady, president, will be read and other business of the society transacted

CONTEMPLATES BUILDING —We are informed by Messrs. Hodge, Davis & Co., that Mr S G Reed has in contemplation the erection of a two story brick block adjoining them on the north.

IMPROVING.—The lad, Jesse Evans, who fell from a barn a few days since and it was thought that he had sustained severe injuries, is reported to be rapidly improving

ROAD SUPERVISORS' REPORTS —The road supervisors of this county will make their annual report to the county commissioners court to-day

STEAMER OREGON —The steamer *Oregon* arrived at Astoria yesterday at 4 P. M She will sail for Portland at daylight this morning

PETITION IN CIRCULATION.

The following petition is in circulation, and is receiving the signatures of our best citizens It refers as will be seen to the vagrant and reform ordinances now pending for action before the common council this evening

To the Mayor and Aldermen of the city of Portland Oregon, in Common Council assembled

GENTLEMEN—The undersigned citizens of the city of Portland respectfully call your attention to a bill No — For the suppression of prostitution within the city limits," and also to amend ordinance 2556 "Relating to loafing carrying concealed weapons and desecration of the Sabbath as reported from the committee on health and police, and which now awaits the final action of your honorable body

The evils this bill seeks to remedy are not imaginary They have long existed in open defiance of law and good order on the principal streets and in the most public thoroughfares of our city to the shame disgrace and great moral social and commercial damage of our community There is not a legitimate interest of trade a proper political social or moral compact or a literary scientific or humane society among us, but that will share in the benefits of the enforcement of such a law and we owe it to ourselves as the present guardians of these interests to the twenty-five hundred children and youth now in the schools of our city to be educated by us and to the moral growth and welfare of our age and nation that these flagrant and continuous acts of immorality should be suppressed We therefore *pray that the full text of this bill b come a law without delay*

BUSINESS NOTICES.

Read the advertisement of A S Hallie, manufacturer of barbed wire fence wire, No 6 California street San Francisco The wire makes the best fence known

Mrs. H Ach has removed to 271 First street, between Salmon and Main in the store formerly occupied by R W Richardson, where she will be glad to see all her old customers and many new ones Grand opening tonight.

Fine st Co ... house open day and night.

...no of W S ... Last evening ... engaged ... Roberts' ... house at ... the Scotch ... ran very ... New Market ... the closing ... smoothly ... Chevriot ... scene. Mr. ... gave an ... Hild a ... guarantee He ... excellent ... and the part ... was gracefully ... In some ... with laughing ... John ... of the scenes fully up to ... Sunday, Belinda The ... that gentlemen ... resentative in ... here long who is one of the ... person of the public ... performances ... Miss Gertie ... cellent rendition ... Bella Mariane ... Mr Wilkie Smith ... difficult ... other Mooks ... and Miss ... Miss Lon ... led the part ... Kate Mel ... s worthy ... of Maggie ... The laughable ... more than ... for concluded ... face of "her piece Miss ... the perfo ... and Miss Belle ... Carne ... Grand laughable ... Douglas ... alloway Char ... parts and ... Allen and ... moral drama of ...

This ... will be ... the ... 4817 feet long ... feet high on the ... wear will be con... best quality of ... ...erwill follow about ... ...r a creek from B ... to F and North ... Kline ... along F street ... The total estimated ... as called for by ... $55 000 To this ... will be necessary to ... property situated ... From the Wil... street and ... also about ten ... and Eleventh ... will be about ... special assessment ... wer is constructed, ... for the next fifty ... ...ent conduit for ... in the lower ... is ample to carry ... which collects ... constructed at ... the course of the ... whenever necessary, ... deposits Dur... the stage of water in ... gates can be closed ... dropped in its flow ... gates can be sud... allowed to escape ... can be flushed and ... charged ... will be presented to the ... meeting to night ... committee on streets ...

A MURDER

A Cl... Liberately Kills Geo Cox's shotgun Clar...

A ter... occurred Monday ... ge towards the ... afternoon ... as county about ... southern Oregon City re... sixteen ... Hamilton For ... sulting ... between Hamil... some ... keeper of Mo... ton and ... alleged intimacy ... Dalla... a, on account ... of Ham... milton against ... of some... between the men ... the wo... went unarmed ... was sti... into the store of ... About ... Dalla... carrying a ... a prude... shotgun which ... he will... and took a seat ... and he pla... about an hour ... near the ... out of the store ... until ... street and prepare ... on the ... then advanced ... to mo... cked up the gun, ... to the ... took a steady ... walk... dead at the feet ... and ... a second time ... of the ... 's body was con... killing ... store, where it ... veyed ... coroner Collins ... lay in ... re May and gave ... walk... himself ...

Oc... barkeeper in the ... op-eyed George ... keeper in the Bank ... street, near Mor... Rich... Lee Stewart, was ... killed ... the night of April ... 24, 18... tacked ... general bad repu...

The ... trict Attorney M ... F. ... Co City, and will ... examination He ... will ... preliminary hear...

SEWER.

... by the common ... acting the city sur... veyor ... specifications for ... a sy... northern portion ... of ... part the same at a ... body Mr Chap... subm... assistant at once ... comm... sk It was an un... dertaking ... ...gnitude, but after ... about ... asking labor the work ... and the drafts and ... plans ... yesterday at the ... office ...

The ... call for the con... struction ... will be known as ... the ... 4817 feet long ... It is ... feet high on the in... ...wear will be con... side ... best quality of ... struct... ...erwill follow about ... under ... a creek from B ... to ... to F and North ... Kline ... along F street ... The total estimated ... cost as called for by ... this ... $55 000 To this ... will be necessary to ... property situated ... From the Wil... lamette ... street and ... and ... also about ten ... blocks ... and Eleventh ... sewer will be about ... 1700 special assessment ... sewer is constructed, ... for the next fifty ... sufficient conduit for ... drainage in the lower ... well is ample to carry ... over which collects ... are constructed at ... in the course of the ... ...ewers whenever necessary, ... sanitary deposits Dur... ...ing the stage of water in ... ...ver gates can be closed ... ...ver dropped in its flow ... ...ver gates can be sud... ...ly allowed to escape ... ...ewers can be flushed and ... ...ewers charged ... ...ewers will be presented to the ... ...ncil meeting to night ... ...m committee on streets ...

NOTES

...ght ...

...eport ...

...rict attorney is still ... at Astoria ...

...ospect of the closing ... salmon this season ...

...Judge appointed James ...Neary public for the ...

...has entered upon ... ...ill what it has been ... the best paper on the ...

MAIL.

...Corvallis is in the city ...

...Bethel, was in the city ...

...has been confined to ...

...for some years was a ... ...s present at Daven...

...elaway Parlor Grand ... ...e principal pianos per... ...ncert troupes through... ...seen at Bartsch's piano ...

OREGON R R CO.

...bruary 4th and until ... will be received for ... ...ween Willamette V... ... Sher...lan ... T. Ba... Co Inspt ...

...rans ... ...ers of the ... ...ing, east ... ...ent ...

...Dawson, Manager at ... ...ll ... Line ...

...tobacco Notions & ... ...Front street ...

...the way the ... ...seek ... ...Sts ...

...ew m. Mach... ...Front ...

...ers and ... ...ers ...

...ght ...

...eport ...

...rict attorney is still ... at Astoria ...

...ospect of the closing ... salmon this season ...

...appointed James ...Neary public for the ...

...has entered upon ... ...ill what it has been ... the best paper on the ...

MAIL.

...Corvallis is in the city ...

...Bethel, was in the city ...

...has been confined to ...

...for some years was a ... ...s present at Daven...

...elaway Parlor Grand ... ...e principal pianos per... ...ncert troupes through... ...seen at Bartsch's piano ...

OREGON R R CO.

...bruary 4th and until ... will be received for ... ...ween Willamette V... ... Sher...lan ... T. Ba... Co Inspt ...

...rans ... ...ers of the ... ...ing, east ... ...ent ...

...Dawson, Manager at ... ...ll ... Line ...

...tobacco Notions & ... ...Front street ...

...the way the ... ...seek ... ...Sts ...

...ew m. Mach... ...Front ...

...ers and ... ...ers ...

A MODEL HOTEL

A gentleman who has just arrived from a trip east by rail with him a circular which he picked up in the dining room of the Chelsea House at Green River station in Wyoming Territory The enterprising proprietor of that hotel who supports the most elegant restaurant on the line during his stay there gratuitous information along the rail The bill of fare of all the hotels and eating houses elsewhere is also furnished to passengers by the same gentlemanly representative in the hope that the publication of the prices charged may induce the proprietors of other restaurants to increase the quality of their refreshments and thereby secure a share of the patronage of hungry travelers

The bill of fare that has been published for the benefit of passengers by the Chelsea House is certainly a curiosity in the way of hotel literature It is headed with the following notice and the ways the hotel people have of doing things on the line will be immediately apparent to those of our readers who have had occasion to travel over it

"Inasmuch as the time allowed for meals at the various eating houses on the line of the Union Pacific Railroad is entirely inadequate to the wants of hungry travelers, the proprietor of the Chelsea House has provided a lunch counter in connection with the regular dining room, at which passengers can be supplied with a lunch during the stoppage of the train, thereby saving them the annoyance of being hurried through a meal, and enabling them to obtain refreshments at their leisure"

The bill of fare is as follows

[illegible] ... $ 50 cts
[illegible] ... 75
[illegible] ... 1 00
[illegible] ... 1 00
Monument ... 1 00

Below these items are the following

Cold meals served at all hours of the night

Passengers will please not disturb the waiters by ringing the bell, as they will be promptly attended to as fast as they can get through with their meals

Passengers will please not call for hot coffee, tea or chocolate, as it is impossible to make it up on the short notice allowed by the time of the train

Passengers will please not call for broiled chicken, as it is impossible to get it in time

English Breakfast and dinner tea served to those who prefer it

Passengers will please not call for ice water, as it is impossible to keep it on the line

Passengers will please not call for milk, as it is impossible to keep it on the line

Any guest not getting his breakfast after ordering it during the first hour will be charged for it whether he eats it or not

Gentlemen will please not call at the office and the cooks and waiters will be likewise not to be disturbed in front of the house

Meals will be served with the utmost despatch, and passengers will please not call for more than one meal at a time

The Daily Oregonian.

WEDNESDAY MORNING FEB 4 1880

HALL VS RUSSELL

An Examination of the Recent Decision of the Supreme Court of the United States on the Oregon Land Law

PORTLAND Jan 31 1880

TO THE EDITOR OF THE OREGONIAN

By the decision of the United States supreme court in the above case as announced by his honor Chief Justice Waite a large number of the decisions of our courts upon the donation law are reversed The chief justice says We conclude therefore that under section 4 there was no grant to a settler until he had qua fied himself to take as a grantee by completing his four years of residence and cultivation and performing such other acts in the meantime as the statute required in order to perfect his claim and keep it alive Down to that time he was an author zed settler in the public lands but not a grantee His rights in the land were statutory only and cannot be extended beyond the just interpretation of the language congress has used to make known its will

This is the strong language used by the chief justice to state the conclusion that he Oregon donation law was not a present grant or grant in presenti as some have stated it but that it was a grant upon conditions precedent where no estate vested until the completion of all acts required by the law and that being or any settler who died upon his land and who had complied with all the requirements of the act pilled with all the requirements of the act possessed no estate in the land unless his four years residence were completed This statement by the chief justice might not be disputed by many without much perplexity and doubt were it not that in every court where a case has arisen thus far the decisions have been that the Oregon donation law was a present grant whereby the fee was vested in the settler immediately upon the commencement of his residence and cultivation, if begun after the passage of the act and at the date of its passage or if previously begun and continued up to the date of its passage

Mr Justice Deady in Chapman vs School District (1 Deady, R 113 1865) says The donation law is a grant in the present, and gives the fee simple to every settler who avails himself of its provisions from the date of his settlement,(citing 12 How 76 11 Opinions 29) True until he completion of the subsequent conditions of residence and cultivation and proof thereof it is an estate upon condition—what is known at common law as a base or conditional fee, subject to be defeated or lost by a failure to perform the conditions upon which it is held " In Lamb vs Davenport (1 Sawyer R 632) Mr Justice Sawyer says The terms of the act (the donation law) are terms of present grant. The grant was liable to be defeated by a failure to perform the conditions subsequent, but it was, nevertheless, a grant in presenti, and citing 16 Cal 296, and other authorities in Adams vs Burke, (3 Sawyer R, 418), Mr Justice Field says " The act is a grant in praesenti its language is ' that there shall be and hereby is granted ' to the settler or occupant —language which imports an immediate transfer of the interest of the grantor, not a promise to transfer that interest at a future period But it is a grant, subject to the conditions of continued residence and cultivation of four years from the settlement, which have been performed and not already been performed on the passage of the act they were performed subsequently Until performed, the estate granted was defeasible, when performed the estate became indefeasible " In Lessee vs Summers, (2 Oregon Reports, 206-7,) Chief Justice Upton says, "That act (the donation law) is in words of present grant and actually conveyed to him (the Summers, a settler) the legal title to the premises Citing Fremont vs United States, (17 How 542) he then concurs in the words of present grant being equivalent to a present grant and has seriously impaired the legal title passes to the grantee," citing the Wilson vs Jackson (13 Pet 498, 9 Cranch 128, 8 th 244, 12 Pet 454, 2 Wheat 198). "The cases just cited show that the title vests immediately in the donee, none the less conditionally and cease the title vests in him conditionally and subject to be defeated by his failure to comply with the law, nor because the boundaries are yet to be determined by survey" In Blakesly vs. Caywood, (4 Or 287) Chief Justice Upton expressed the views of the supreme court of Oregon again as follows "By the operation of the donation act, the plaintiff's father acquired the land in fee, subject to the conditions specified in the act," and cited (9 Cal 554, 27 Cal. 87. In Dolph vs Barney (1874) Mr Justice Maxwell, delivering the opinion of the supreme court of Oregon after citing numerous authorities, said "To the views of the character of the grant, as expressed in the opinions referred to, we yield our full assent, and hold the donation act to be a grant in presenti of an estate in fee, subject to be defeated by non-compliance with the condition subsequent therein expressed."

The supreme court of the United States has itself recognized the distinction between present grants by congress and future grants; in fact the distinction, though old in the common law, was almost established in American jurisprudence by the decisions of the supreme court of the United States and by opinions of the U. S. attorney generals The cases of Rothwell vs. Greene's heirs, (2 Wheat decided in 1817, and Lessieur vs Price, (12 How.) and the opinions of the attorneys, general are usually referred to by the courts, as early precedents in the history of American law, worthy of being followed. And in Schlesberg vs Harriman, (21 Wall, 8C,) decided in 1874, the supreme court of the United States, per Mr. Justice Field, in referring to an act of congress of June 22, 1858, says, "The language used imports a present grant, and admits of no other meaning The language of the first section is, 'that there be, and is hereby granted to the state of Wisconsin,' the lands designated * * * The title passed to the sections to be afterward located when the route was fixed their location became certain, and the title which was previously imperfect, acquired precision and became attached to the land." This was upon a statute making a grant to Wisconsin for the purpose of building a rail road and which contained a provision that if the road was not built in five years, no further sales should be made and the land should revert to the United States. The ten years had elapsed without building the road, and the decision was regarding the rights to timber upon the lands so granted, and the decision by the supreme court was that the act was a grant in presenti, upon conditions subsequent In L & R. vs. United States the same doctrine was promulgated by the supreme court of the United States, and Mr. Justice Davis, by whom the opinion of the court was delivered, in referring to an act of congress, said, "It creates an immediate interest and does not indicate a purpose to give in the future There be and is hereby granted' are words of absolute donation and import a grant in presenti. This court has held that they can have no other meaning and that the land department, on this interpretation of them has uniformly administered every previous similar grant, (citing R R. vs. Smith, 9 Wall 95, Schlesberg vs Harriman, 21 Wall 44 (6), 1 Lester 618, 8 Opin 257, 11 id 47) They vest a present title in the state of Kansas, though a survey of the lands and a location of the road are necessary to give precision to it and attach it to any particular tract

While the authority of these decisions is recognized in the case of Hall et al vs Russell et al, an exception is found by the court in the Oregon donation law because even after residence and cultivation was begun by a settler, there still remained something to be done by him before his title became complete or indefeasible But not more so than in the last two named decisions where the court was unanimous in holding that the acts of congress were grants in presenti The granting clause of the Oregon donation law is *that there shall be and hereby is granted*" etc, and is identical with the same clauses in the two cases last above cited, although different language is used by the donation law to express the conditions subsequent to be performed language differing from the cases cited as the conditions to be performed are different. It is a rule of the common law that where an estate vests upon conditions subsequent if the conditions become impossible by the act of God death the public enemy or in consequence of the acts of the grantor, the estate vests absolutely and indefeasibly" (4 Kent Comm 130 2 Blanks, 156) While the court announced it as its duty to abide by the just interpretation of the language congress has used to make known its will it says it attaches no special importance to the word descend as used in section 8 of the donation law Why Does that word in its place where used and with all the meaning belonging to it as a law to us and as defined by courts for the past two hundred years and upwards conflict with any other provision of the donation law? Not at all Does the word rights in a statute and particularly when referring to lands import less than the very highest rights' Is not the term rights more ordinarily used in statutes to express the meaning of title than even the word title is used? Why attach no special importance to the use of the word descend and find so much solace in the use of the term rights used instead of land when rights includes the title to land?

When the decisions of the courts for a long period of time upon a point of law or title have become a matter of common learning to laymen, are overturned there is evidence of all classes in the community is shaken

FINANCE AND COMMERCE

Financial

TELEGRAPHIC

SAN FRANCISCO Feb 3—Silver 99 Buying, par selling

Clearing House exchanges $1,613,000

Stock Exchange—Session from 10 to 11 30 Sales 1100 shares Bullion 1100 Mexican dollars 1100 Legal tenders 99

Sterling, in large lots, 1 82½ short 4 85½ and 4 86 commercial bills 4 87½ Francs quoted from 5 20 to 5 17½ Commercial bills 5 17½ to 5 15 lower

U S Bonds—5s of 81 107 10 4½s 109 10 4s 104 Closed 4 10½ 4 12½ 4 10 5 20 5 17½ 5 15 Closed 107½ 109 104

LONDON Feb 3—Consols 99⅝ to 99⅞ Closed 99⅝ U S 5-20s 105⅜ U S 10-40s 104⅜ Closed 104½

U S 5-20s—Coupons of 1865 105⅜ 1867 105⅜ 1868 105⅜ 1869 105⅜ 1870 105⅜ 1871 105⅜ 1872 105⅜ 1873 105⅜ 1874 105⅜ 1875 105⅜ 1876 105⅜ 1877 105⅜ 1878 105⅜ 1879 105⅜ 1880 105⅜ 1881 105⅜ 1882 105⅜ 1883 105⅜ 1884 105⅜ 1885 105⅜ 1886 105⅜